



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

3732  
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TECHNOLOGY CENTER R3700

Appl. No. : 10/075,373 Confirmation No. 4280  
Applicants : Soboleski, D.A., et al.  
Filed : February 15, 2002  
Art Unit : 3732  
Title : Method and Device for Treating Scoliosis  
Examiner : Ramana, A.  
Agent Ref. No. : 1999-012-02US

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

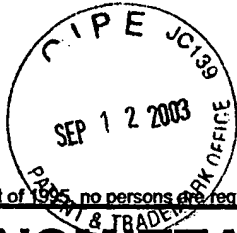
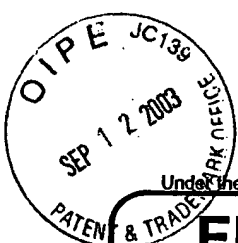
Dear Sir:

Enclosed herewith please find the following documents:

- (1) Amendment and Response to Office Action
- (2) Petition For Extension of Time
- (3) Replacement Application as filed
- (4) Petition to Accept Colour Drawings under 37 CFR 1.84(a)(2)
- (5) Figure 10 (in triplicate)
- (6) Fee Transmittal Sheet in respect of the Petition For Extension of Time fee, Extra Claim fee and Petition to Accept Colour Drawings fee.

Stephen J. Scribner  
Registration No. 44,452

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Approved for use through 04/30/2003. OMB 0651-0032  
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# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

## Complete if Known

Application Number	10/075,373
Filing Date	February 15, 2002
First Named Inventor	Soboleski, D.A.
Examiner Name	Ramana, A.
Art Unit	3732
Attorney Docket No.	1999-012-02US

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number: 17-0110

Deposit Account Name: PARTEQ Innovations

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

1. BASIC FILING FEE			
Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 520	2003 260	Plant filing fee	
1004 750	2004 375	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1) (\$)			

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims: 28

Independent Claims: 27

Multiple Dependent Claims: 1

Extra Claims Fee from below: 1 x 9.00 = 9.00

- 3\*\* = 0

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1202 18	2202 9	Claims in excess of 20	
1201 84	2201 42	Independent claims in excess of 3	
1203 280	2203 140	Multiple dependent claim, if not paid	
1204 84	2204 42	** Reissue independent claims over original patent	
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2) (\$)			9.00

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

3. ADDITIONAL FEES						
Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid			
1051 130	2051 65	Surcharge - late filing fee or oath				
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet				
1053 130	1053 130	Non-English specification				
1812 2,520	1812 2,520	For filing a request for ex parte reexamination				
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action				
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action				
1251 110	2251 55	Extension for reply within first month	55.00			
1252 410	2252 205	Extension for reply within second month				
1253 930	2253 465	Extension for reply within third month				
1254 1,450	2254 725	Extension for reply within fourth month				
1255 1,970	2255 985	Extension for reply within fifth month				
1401 320	2401 160	Notice of Appeal				
1402 320	2402 160	Filing a brief in support of an appeal				
1403 280	2403 140	Request for oral hearing				
1451 1,510	1451 1,510	Petition to institute a public use proceeding				
1452 110	2452 55	Petition to revive - unavoidable				
1453 1,300	2453 650	Petition to revive - unintentional				
1501 1,300	2501 650	Utility issue fee (or reissue)				
1502 470	2502 235	Design issue fee				
1503 630	2503 315	Plant issue fee				
1460 130	1460 130	Petitions to the Commissioner	130.00			
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)				
1806 180	1806 180	Submission of Information Disclosure Stmt				
8021 40	8021 40	Recording each patent assignment per property (times number of properties)				
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))				
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.129(b))				
1801 750	2801 375	Request for Continued Examination (RCE)				
1802 900	1802 900	Request for expedited examination of a design application				
Other fee (specify)						
*Reduced by Basic Filing Fee Paid						
SUBTOTAL (3) (\$)			185.00			

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SUBMITTED BY		(Complete if applicable)	
Name (Print/Type)	Stephen U. Scribner	Registration No. (Attorney/Agent)	44,452
Signature		Telephone	613-533-2342
		Date	September 11, 2003

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.